

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

AARON R. DARE,

Petitioner,

-against-

1:06-CR-0429 (LEK)

UNITED STATES OF AMERICA,

Respondent.

ORDER TO SHOW CAUSE

Upon the application of the Petitioner, filed on June 22, 2009 and all proceedings and papers had therein, it is hereby

ORDERED, that Respondent shall **SHOW CAUSE** before the Honorable Lawrence E. Kahn of the Northern District of New York in Albany, New York on **Friday, July 17, 2009 at 10:00 a.m.**, or as soon thereafter as counsel may be heard, why an order should not be granted directing Respondent: (i) to provide the Petitioner with the Recorder to his surgically implanted loop monitor; (ii) to immediately adjust Petitioner's beta-blocker medication to the level and dosage ordered by Respondent's contract specialist; (iii) to reinstate Petitioner's Monitoring and Anti-Coagulation Clinics, which monitor Petitioner's (1) heart rate, blood pressure and weight and (2) anti-coagulation levels; and (iv) to reinstate Petitioner's monthly blood testing to monitor his co-morbid conditions such as hypertension and hyperlipidemia, as well as his kidney and liver functions; and it is further

ORDERED, that sufficient cause appearing therefore, personal service of a copy of this

Order and the papers upon which it is based on Respondent on or before **9:30 a.m. on Wednesday, June 24, 2009** shall constitute sufficient service thereof; and it is further

ORDERED, that papers in response to the Motion, if any, shall be filed with the Clerk, and served upon Petitioner on or before **Wednesday, July 8, 2009 at 9:30 a.m.**; and it is further

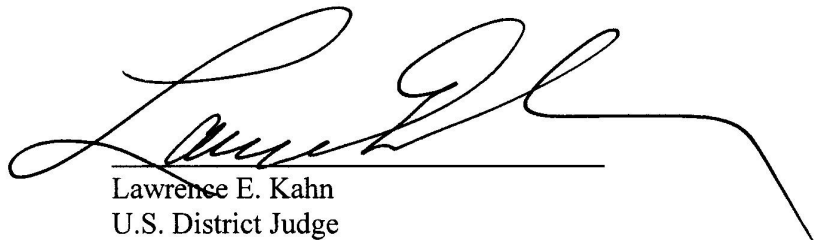
ORDERED, that Defendant's reply papers, if any, in further support of this Order to Show cause, shall be filed with the Clerk and served upon Plaintiff's counsel on or before **Friday, July 17, 2009 at 9:30 a.m.**; and it is further

ORDERED, that this Motion will be considered on submission of the papers without oral arguments; and it is further

ORDERED, that the Court is reserving judgment on Petitioner's request for a preliminary injunction and restraining order.

IT IS SO ORDERED.

DATED: June __, 2009
Albany, New York



Lawrence E. Kahn
U.S. District Judge